

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

UNITED STATES OF AMERICA,

v.

MARK RUBIN (1),

Defendant.

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CRIMINAL NO. 4:23-cr-0320-P

UNOPPOSED MOTION TO CONTINUE

Defendant Mark Rubin respectfully requests a one-month continuance of his Arraignment/Initial Appearance (Guilty Plea) currently set for December 13, 2023 at 1:30 p.m. before Magistrate Judge Jeffrey L. Cureton. In support, Defendant states as follows:

1. Defendant resides in Arizona and will need to make travel arrangements to be in Fort Worth for his appearance.
2. Defendant has previously scheduled travel plans in place for the period of December 14-17, 2023.
3. Defendant's counsel will be traveling for the holidays from December 16-25.
4. Defendant's counsel has a DEA hearing previously scheduled for January 8-11.
5. Defendant has credibly represented he intends to voluntarily appear at a time when he and his counsel are available, when given time to make travel arrangements, and as further ordered by this Court.

The instant motion is made for good cause and not for undue delay and is not opposed by the United States.

WHEREFORE, Defendant respectfully requests that this Court continue his Arraignment/Initial Appearance (Guilty Plea) to a date on or after January 15, 2023.

Dated: December 7, 2023

Respectfully submitted,

/s/ LSByrd

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**ATTORNEYS FOR DEFENDANT**

#### **CERTIFICATE OF CONFERENCE**

The undersigned counsel conferred with AUSA Philip Meitl concerning the content of the instant motion, and he indicated that the government is not opposed.

/s/ LSByrd

Lynette S. Byrd

#### **CERTIFICATE OF SERVICE**

I hereby certify that on December 7, 2023, a true and correct copy of the above and foregoing instrument was served electronically on all counsel of record via ECF.

/s/ LSByrd

Lynette S. Byrd